IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL APPEAL No. 871 of 1992
With
CRIMINAL APPEAL No. 904 of 1992

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PATEL CHUNIBHAI RANCHHODDBHAI - Appellant(s)
Versus
JOITARAM RAMBHAI PATEL & 1 - Opponent(s)

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Appearance :
MR.MUNSHI, LEARNED ADVOCATE FOR MR.A.J.PATEL for Appellant(s) : 1,
MR SHAKEEL A QURESHI for Opponent(s) : 1,
MR.A.J.DESAI, ADDL.PUBLIC PROSECUTOR for Opponent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE C.K.BUCH

Date : 15/02/2007

ORAL COMMON ORDER

Present appeal is preferred against the judgment and order of conviction and sentence passed on 9th September, 1992, rendered by the learned Special Judge, Mehsana in Summary Case No.2 of 1988, tried summarily, has been heard thoroughly.

Mr.Munshi for Mr.A.J.Patel, learned Counsel appearing for the appellants (original accused) has argued at length and learned A.P.P. for the respondent-State has also made submission.

As the appeal is against the order of conviction and sentence, it would be in the interest of justice, that

the operative order is dictated today on completion of hearing and the reasons can be assigned later on. Hence, keeping the reasons reserved, following operative common order is passed in both appeals.

Both the Criminal Appeals are allowed. The judgment and order of conviction and sentence dated 9th September, 1992 rendered by the learned Special Judge, Mehsana in Summary Case No.2 of 1988 is hereby quashed and set aside. The appellants are acquitted of all the charges levelled against them. Fine, if paid by the appellants, is ordered to be refunded to them.

Bail Bonds executed by the appellants-accused shall stand discharged. Order and Direction accordingly.

(C.K.BUCH, J.)

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